



~~December 16, 2003 CPC~~
~~January 20, 2004 CPC~~
~~February 25, 2004 BS~~
September 21, 2004 CPC

STAFF'S
REQUEST ANALYSIS
AND
RECOMMENDATION

04SN0166

Melvin L. Fisher

Bermuda Magisterial District
East line of Jefferson Davis Highway

REQUEST: Amendment to Conditional Use (Case 00SN0262) to delete a required setback, plus Conditional Use Planned Development to allow a setback exception.

PROPOSED LAND USE:

Expansion of an existing adjacent business (retail sale of display buildings and structures) is planned. With approval of this request, no setbacks would be required for display areas, buildings, drives and parking areas from Jefferson Davis Highway nor would landscaping be required along this frontage.

The applicant has withdrawn this request from consideration. The Commission should acknowledge this withdrawal.

CASE HISTORY

Planning Commission Meeting (12/16/03):

At the request of the applicant, the Commission deferred this case to January 20, 2004.

Staff (12/17/03):

The applicant was advised in writing that any significant new or revised information should be submitted no later than December 22, 2003, for consideration at the Commission's January 20, 2004, public hearing. Also, the applicant was advised that a \$230.00 deferral fee must be paid prior to the Commission's public hearing.

Applicant (12/22/03):

To date, no new information has been received, nor has the applicant paid the \$230.00 deferral fee.

Applicant (1/14/04):

The deferral fee was paid.

Planning Commission Meeting (1/20/04):

The applicant did not accept the recommendation. There was no opposition present.

Mr. Wilson noted that the previous agreed upon setback represents a commitment to the Jefferson Davis Corridor Plan and that he could not support eliminating the condition.

On motion of Mr. Wilson, seconded by Mr. Gulley, the Commission recommended denial of this request.

AYES: Unanimous.

Board of Supervisors Meeting (2/25/04):

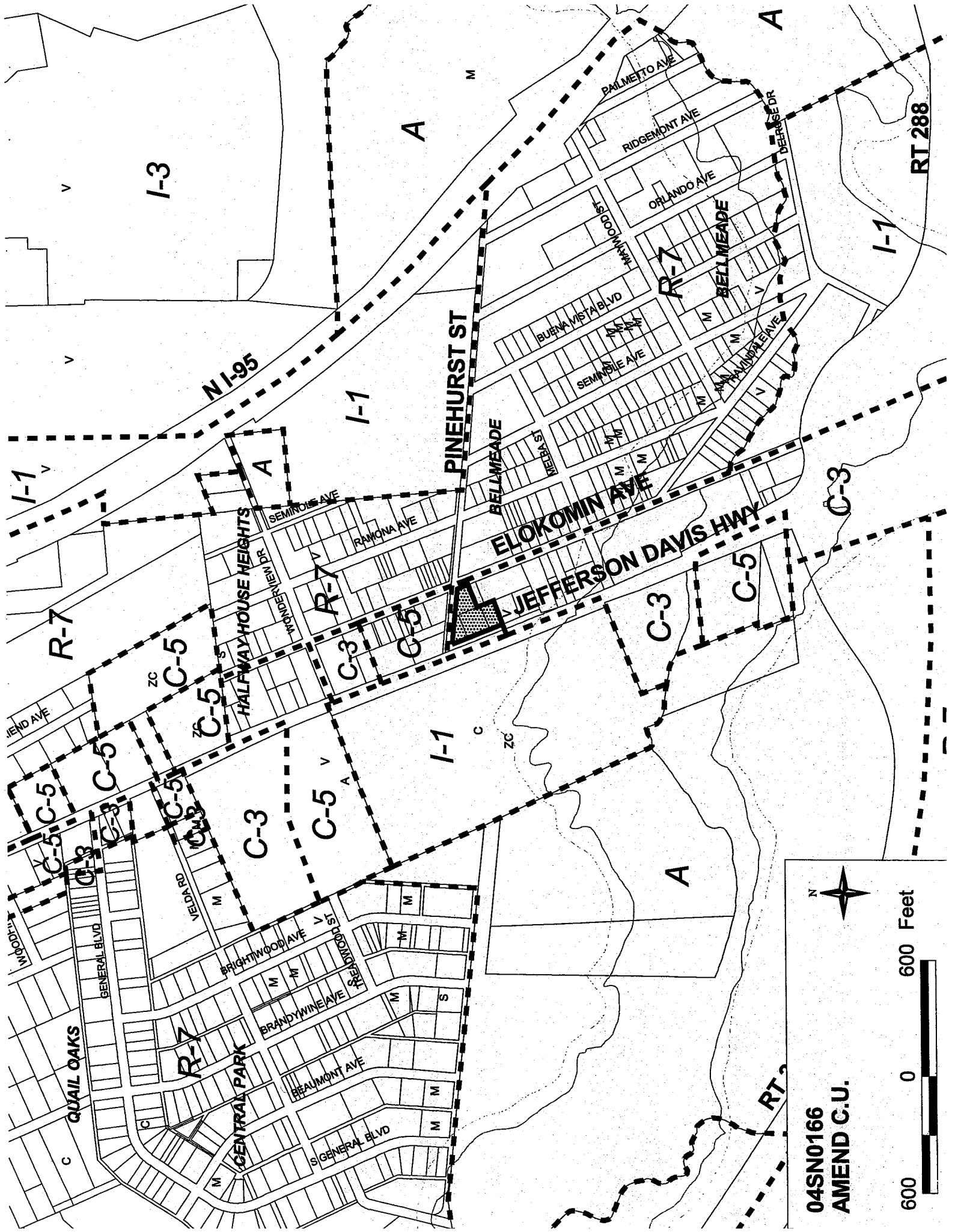
At the request of the applicant, the Board of Supervisors remanded this case to the Planning Commission.

Staff (3/2/04):

The applicant was advised in writing that the case would be scheduled for public hearing before the Planning Commission once it has been amended and with a hearing dated based upon when the request was amended and length of the Commission's agenda. ✓

Applicant (8/3/04):

The applicant withdrew this request.



04SN0166
AMEND C.U.

